here we are conferring powers upon the Inspector. Without Inspector's authority, nobody can prosecute. Suppose the Inspector recommends the prosecution. The appeal is taken to the Chief Inspector, he holds an enquiry and all sorts of delay occur. I am afraid the matter has to be decided by a Court of Law. Certainly it does not come for discussion.

Mr. T. S. Balarama Ayyar *(Trichur North).*—I press the motion for a division.

Amendment was put and lost.

Clause 74 was put and carried.

Clauses 75 to 77 were put and carried.

Mr. T. S. Balarama Ayyar *(Trichur North).*— I am asking to change the date in Clause 78 (1) from two months to three months. In British India it is three months.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—Is the Hon'ble Member sure that it is three months there?

Mr. T. S. Balarama Ayyar *(Trichur North).*—Yes, it is three months there.

Mr. H. J. Walmesley *(Planters Special).*—I should like to support this amendment.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—We accept the amendment.

Clause 78 as amended was put and carried.

Clauses 79 to 81 were put and carried.

Title and Preamble were put and carried.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—I move that the Bill may be taken up and passed on Wednesday.

Mr. T. S. Balarama Ayyar *(Trichur North).*—It may be taken up on Thursday.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—Yes.

Motion was put and carried.

The Cochin Chief Court Regulation Amendment Bill.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—Sir, I rise to introduce the Cochin Chief Court Regulation Amendment Bill. I do not wish to make any speech at

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all. The statement of objects and reasons appended to the Bill speaks for itself. As the Hon'ble Members are aware, the Cochin Civil Procedure Code was amended recenty and the new Code does not contain provision corresponding to Section 609 of the old Code and it has been doubted whether the Chief Court can, under the existing laws, introduce rules of practice in regard to itself. It has admittedly powers to frame rules of practice with regard to the Courts subordinate to it, but the question whether the Chief Court has power to frame rules of practice with regard to itself has been doubted and section 13 of the Chief Court Regulation also disclosed the fact that that section does not afford power to frame rules of practice for itself. Government thought it would be advisable to place the matter entirely on a sure basis free from any doubt or obscurity. I move that the Bill be read in Council.

Motion was put and carried.

(The Hon'ble the President occupied the Chair at this stage).

Secretary to the Council.—The title of the Bill is "The Cochin Chief Court Regulation Amendment Bill".

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—I move that the Standing Order may be suspended and the Bill may be taken up for consideration forthwith. The matter is of considerable urgency. On account of the want of powers, the Chief Court is not able to frame rules for its own guidance.

Mr. President.—Standing Order is suspended.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—I beg to move that the Bill may be considered.

Motion was put and carried.

Mr. President.—The question is that Clause 2 stand part of the Bill.

2. Delete section 13 of the Cochin Chief Court Regulation, II of 1076, and substitute for it the following:

Substitution of a new section for section 13, Regulation II of 1076.

"13. The Chief Court shall have superintendence over all Courts subordinate to it, and shall have power to call for returns from them and to make and issue general rules for regulating its own practice and proceedings and the practice and proceedings of all Courts subordinate to it and also to prescribe forms for its own proceedings and the proceedings of the said subordinate Courts for which in the opinion of the Chief Court it is necessary that forms should

Superintendence of the Chief Court over subordinate courts and power to prescribe rules and forms.

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be provided and also for keeping all books, entries and accounts to be kept by the officers; and the rules so made and the forms so framed shall be used and observed in the Chief Court and in the said subordinate Courts, provided that such general rules and forms are not inconsistent with the provisions of this or any other Regulation in force, and provided also that before they are issued, they have received the sanction of His Highness the Maharaja and have been published in the Cochin Government Gazette."

Clause 2 was put and carried.

Mr. President.—The question is that Clause 1 stand part of the Bill.

Short title and commencement.

1. (1) This Regulation may be called the Cochin Chief Court (Amendment) Regulation.....of 1112.

(2) It shall come into force at once.

Clause 1 was put and carried.

Mr. President.—The question is that the title and preamble stand part of the Bill.

The Cochin Chief Courts Regulation Amendment Bill.

Preamble.

Whereas it is expedient further to amend the Cochin Chief Court Regulation, II of 1076, it is hereby enacted as follows:-

Title and preamble were put and carried.

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—I beg to move that the Bill may be taken up and passed day after tomorrow.

Motion was put and carried.

The Cochin Village Panchayat Regulation Amendment Bill—Sec. 7 A (2).

Mr. Thomas Manjuran *(Government Advocate and Law Officer).*—I beg to move that the Cochin Village Panchayat Regulation Amendment Bill may be read in Council. As the statement of objects and reasons shows, it was found in practice that section 7 (A) 2 was not elastic enough. In some cases on account of some practical difficulties, elections posted up for certain months could not be so held. Hence it was thought that certain amount of elasticity should be given to the provisions given in the Sections and hence, the Bill. I do hope that the Council may be pleased to accept it.

Motion was put and carried.

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